

Senate Transportation and Safety Committee 1

Amendment No. 1 to SB1347

**Bailey
Signature of Sponsor**

AMEND Senate Bill No. 1347

House Bill No. 104*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 54-5-854(b), is amended by designating the existing language as subdivision (b)(1) and adding the following as subdivision (b)(2):

Notwithstanding subdivision (b)(1), for utility facilities located in any county having a population of not less than sixty-two thousand five hundred (62,500) nor more than sixty-two thousand six hundred (62,600), according to the 2010 federal census or any subsequent federal census, within one hundred fifty (150) calendar days following the receipt of the plans, the owner shall mark on the plans, or on a copy of the plans, the approximate vertical and horizontal locations of underground utility facilities, approximate horizontal location of above-ground utility facilities, a description of each of its existing utility facilities and any proposed new location of the facilities and additional facilities within all rights-of-way shown on the project plans, and prepare a plan and a schedule of calendar days to accomplish the proposed new location. The project plans, or a copy of the plans, and the plan and schedule of calendar days, shall be returned to the department in care of the person whose name and address are listed on the project plans. Should coordination with other owners be required in order for an owner to prepare a plan and schedule of calendar days, or should changes to the project plans cause the utility to alter its relocation plan or schedule, then additional time shall be allowed regardless of whether the department is notified prior to the expiration of the one hundred fifty (150) calendar days, but in no case shall the additional time exceed the

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original one hundred fifty (150) calendar days by more than an additional ninety (90) calendar days.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to plans received by an owner no earlier than two hundred forty (240) days prior to the effective date of this act.